Mr. Bernard Fensterwald
1007 H St., NW, 10th floor
Washington,D.C. 20006

1/6/78

Dear Bud,

With copy to Jim.

I do not believe it is safe or wise to dismiss Livingston's crazy letter to Jimmy as crazy and no more.

I do think it would be wise to believe it is possible he is part of the Lane and committee and other probable commercializations and that for lawyers, other than for non-lawyers, namely me, there is the possible for costly mischief in this.

I'd be interest in your legal opinion of him having associated himself with the Ray defense with this now-confessed prior relationship with Lanes.

While I did not anticipate this or anything as stupid and as crazy of its kind of origin I would encourage you to head the cautions I have been giving you and to make what record you believe right and proper, if any, so that this not be misused against either you or Jim, more you because you dredged the swap whose gas Bob is.

I have obtained a copy of the typescript of the committee's "report." So do not either of you go to nay trouble to make and send one. I&ll read it soon. When the printed copy is out I will want one for record and comparison.

The leaks and the stories make the presumptions of guilt transparent to explicit. With Ray this can present problems in the content of which I hope you can see my interest in transcripts. I have no personal interest.

You may face another problem from Jimmy through your alliance with Lane. Jerry saw a Kup item he sent Jimmy. I do not have it. It reports that Lane and Gregory have a six-figure deal on King/Ray. Jimmy and Jerry closely associate Lane and the committee. You should know Mark well enough to have expected he would lay this on thick enough to exploit. If you did not, then I tell you he has, in such detail that I have his descriptions of how and when and under what circumstances Fauntroy (real or allegeldly but I think real) came to him the the wee hours. So sickeningly thick that Jerry calls him "The Honorable" and is flattered at being used as sucker bait by phone on broadcasts prompting Lane. To Jerry this is not being suckered. He loves it because Mark jests about McMillan.

In other areas I suggest there is a significant clue. This committee has made it clear that it presumes guilt prior to any investigation. Ordinarily this would lead to adverse press reaction. I have seen nine and have heard of none.

Sincerely,